

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

DAVID E. CHIPPS,

Plaintiff

v.

PIKE COUNTY PRISON GUARDS
O'HARA, MCCRONE, SCHWARTZ,
COOK, WALTON, SEMANKO, SGT.
MCGLAUGHLIN, SGT. RODRIGUEZ,
LT. ROMANCE, CAPT. LOWE,
CAPT. CARVALHO, PIKE COUNTY
PRISON WARDEN PROWELL,
PIKE COUNTY COMMISSIONERS,
U.S. MARSHALS SERVICE and
UNIDENTIFIED U.S. MARSHALS,
PA STATE POLICE TROOPER
MURRAY AND UNIDENTIFIED PA
STATE OFFICIALS,

Defendants

CIVIL ACTION NO. 1:CV-00-1179

(Judge Kane)

FILED
HARRISBURG, PA

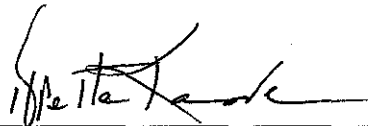
SEP 05 2000

MARY E. D'ANDREA, CLERK
Per *[Signature]*
Deputy Clerk

ORDER

Before the Court is a new complaint filed by Plaintiff. Also before the Court is Plaintiff's motion to proceed in forma pauperis with accompanying affidavit. 28 U.S.C. § 1915(a)(1) provides that a party seeking to proceed in forma pauperis must "submit[] an affidavit that includes a statement of all assets such [person] possesses that the person is unable to pay such fees or give security therefor. Such affidavit shall state the nature of the action, defense or appeal and affiant's belief that the person is entitled to redress." 28 U.S.C. § 1915(a)(1). The affidavit submitted by Plaintiff fails to include a statement of all assets possessed by him and further fails to state the nature of the action and affiant's belief that he is entitled to redress.

Accordingly, upon consideration of Plaintiff's motion to proceed in forma pauperis and the accompanying affidavit, IT IS ORDERED THAT Plaintiff's motion for in forma pauperis status is DENIED for failure to comply with 28 U.S.C. § 1915(a)(1). IT IS FURTHER ORDERED THAT if Plaintiff submits another motion and affidavit for consideration by the Court, he shall submit the form of affidavit provided by the Clerk of Court.

A handwritten signature in black ink, appearing to read 'Yvette Kane', is written over a horizontal line.

YVETTE KANE
United States District Judge

Dated: September 5, 2000.

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

September 5, 2000

Re: 1:00-cv-01179 Chipps v. O'Hara

True and correct copies of the attached were mailed by the clerk to the following:

David Elliot Chipps
479 South River Street
Wilkes-Barre, PA 18702

w/ affd attached!

cc:

Judge	()	
Magistrate Judge	()	
U.S. Marshal	()	
Probation	()	
U.S. Attorney	()	
Atty. for Deft.	()	
Defendant	()	
Warden	()	
Bureau of Prisons	()	
Ct Reporter	()	
Ctroom Deputy	()	
Orig-Security	()	
Federal Public Defender	()	
Summons Issued	()	with N/C attached to complt. and served by: U.S. Marshal () Pltf's Attorney ()
Standard Order 93-5	()	
Order to Show Cause	()	with Petition attached & mailed certified mail to: US Atty Gen () PA Atty Gen () DA of County () Respondents ()
Bankruptcy Court	()	
Other _____	()	

MARY E. D'ANDREA, Clerk

DATE: 9-5-00

BY: *MDA*
Deputy Clerk